

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA ,

Petitioner,

v.

GREGORY PAIGE,

Respondent.

Case No. CR92-1781B

ORDER DENYING MOTION
FOR APPOINTMENT OF
COUNSEL

This matter comes before the court on petitioner's Request for Counsel (Dkt. 137). The court has considered the pleadings and the file herein.

On May 12, 1993, petitioner was sentenced in this court (Dkt. 52), and judgment was entered May 25, 1993 (Dkt. 67). On May 16, 2005, defendant filed a Notice of Appeal of the judgment entered on May 25, 1993. Dkt. 136. Defendant has also filed a motion, requesting that the court appoint counsel to represent him. Dkt. 137. Defendant is now proceeding *pro se*. See Dkt. 149.

Petitioner claims that the issues raised in his post conviction pleading have not previously been presented to a court and that he believes these issues are meritorious. Defendant also stated that he does not have the funds to retain counsel to represent him.

18 U.S.C. 3006A(a) provides the court with authority to appoint counsel in certain instances. In this case, however, judgment was entered in this criminal case in 1993. The time for appealing the conviction has long since passed. See RAP 4(b). Appointment of counsel in this case is not warranted and

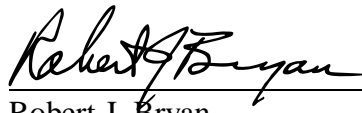
1 plaintiff's Request for Counsel should be denied.

2 Therefore, it is hereby

3 **ORDERED** that petitioner's Request for Counsel (Dkt. 137) is **DENIED**.

4 The Clerk is directed to send uncertified copies of this Order to all counsel of record and to any
5 party appearing *pro se* at said party's last known address.

6 DATED this 3rd day of June, 2005.

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9 Robert J. Bryan
10 U.S. District Judge
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